

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

CIVIL ACTION NO. 05-11009REK

\*\*\*\*\*

HARVEY MARLIN \*

\*

v. \*

\*

DANVERS DEMOULAS \*

MARKET BASKET \*

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**PLAINTIFF'S ASSENTED TO MOTION TO CONTINUE MEDIATION**

Now comes the plaintiff in the above referenced matter and respectfully moves this Honorable Court to continue the mediation on this case from its presently scheduled date of Tuesday, April 18<sup>th</sup> to either Thursday, May 25<sup>th</sup> or Tuesday, May 30<sup>th</sup>. As grounds therefore plaintiff states that plaintiff, Harvey Marlin, spends his winters in Florida and returns to Massachusetts in mid-May. It would be a hardship upon Mr. Marlin, in part because of his medical difficulties, to compel him to return to Massachusetts for the mediation.

No previous requests for continuance of the mediation have been sought; no party will be prejudice by the one month continuance.

Defense counsel assents to the continuance of the mediation.

Dated: April 3, 2006

The Plaintiff, Harvey Marlin,  
By his attorney,  
Joseph G. Abromovitz, P.C.

s/Joseph G. Abromovitz

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Joseph G. Abromovitz  
BBO NO. 011420  
858 Washington Street, 3<sup>rd</sup> Floor  
Dedham, MA 02026  
Phone: (781) 329-1080

Assented to:

s/Crisann Leal

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Crisann Leal, Esquire  
Curtin, Murphy & O'Reilly, P.C.  
55 Summer Street, 10<sup>th</sup> Floor  
Boston, MA 02110

**CERTIFICATE OF SERVICE**

I, Joseph G. Abromovitz, hereby certify that on the 3<sup>rd</sup> day of April, 2006, I served  
a copy of this document by first class mail, postage prepaid to the following counsel of  
record:

Crisann Leal, Esquire  
Timothy J. Hlavac, Esquire  
Curtin, Murphy & O'Reilly, P.C.  
55 Summer Street, 10<sup>th</sup> Floor  
Boston, MA 02110

s/Joseph G. Abromovitz

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Joseph G. Abromovitz